

**RECEIVED**

**JUN 20 2019**

CLERK, U.S. DISTRICT COURT  
ST. PAUL, MINNESOTA

**UNITED STATES DISTRICT COURT  
DISTRICT OF MINNESOTA**

*Jhonathan Jontae Robinson*

Plaintiff(s),

vs.

*USI Construction, Inc.  
Marshall Tott, Jay Tott*

Defendant(s).

(Enter the full name(s) of ALL plaintiffs  
and defendants in this lawsuit. Please  
attach additional sheets if necessary.)

*19-cv-1628 DSD/BRT*

Case No. \_\_\_\_\_  
(To be assigned by Clerk of District  
Court)

DEMAND FOR JURY

TRIAL YES ☒ NO ☐

**EMPLOYMENT DISCRIMINATION COMPLAINT**

**PARTIES**

1. List your name, address and telephone number. Do the same for any additional plaintiffs.

a. Plaintiff

Name *Jhonathan Jontae Robinson*

Street Address *8025 Irving Ave N*

County, City *Hennepin, Brooklyn Park*

State & Zip Code *Minnesota, 55444*

Telephone Number *612-358-9725*

2. List all defendants. You should state the full name of the defendant, even if that defendant is a government agency, an organization, a corporation, or an individual. Include the address

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U.S. DISTRICT COURT ST. PAUL

where each defendant may be served. Make sure that the defendant(s) listed below are identical to those contained in the above caption.

a. Defendant No. 1

Name *VSI Construction, Inc. Marshall Tutt, Jay Tutt*  
Street Address *4650 Oak Grove Pkwy*  
County, City *Hennepin, Brooklyn Park*  
State & Zip Code *Minnesota, 55443*

b. Defendant No. 2

Name  
Street Address  
County, City  
State & Zip Code

**NOTE: IF THERE ARE ADDITIONAL PLAINTIFFS OR DEFENDANTS, PLEASE PROVIDE THEIR NAMES AND ADDRESSES ON A SEPARATE SHEET OF PAPER.**

Check here if additional sheets of paper are attached: ☒

Please label the attached sheets of paper to correspond to the appropriate numbered paragraph above (e.g., Additional Defendants 2.c., 2.d., etc.)

**JURISDICTION**

The Court has jurisdiction over this action under 28 U.S.C. § 1331.

3. This employment discrimination lawsuit is based on (check only those that apply):

- a. ☒ Title VII of the Civil Rights Act of 1964, as amended, 42 U.S.C. §§ 2000e, *et. seq.*, for employment discrimination on the basis of race, color, religion, gender, or national origin. **NOTE:** *In order to bring suit in federal district court under Title VII, you must first obtain a right to sue letter from the Equal Employment Opportunity Commission (EEOC).*
- b. ☐ Age Discrimination in Employment Act of 1967, as amended, 29 U.S.C. §§ 621, *et. seq.*, for employment discrimination on the basis of age (age 40 or older). **NOTE:** *In*

*order to bring suit in federal district court under the Age Discrimination in Employment Act, you must first file charges with the Equal Employment Opportunity Commission (EEOC).*

- c. ☒ Americans with Disabilities Act of 1990, as amended, 42 U.S.C. §§ 12101, *et. seq.*, for employment discrimination on the basis of disability. **NOTE:** *In order to bring suit in federal court under the Americans with Disabilities Act, you must first obtain a right-to-sue letter from the Equal Employment Opportunity Commission (EEOC).*
- d. ☐ Rehabilitation Act of 1973, as amended, 29 U.S.C. §§ 701, *et. seq.*, for employment discrimination on the basis of a disability by an employer which constitutes a program or activity receiving federal financial assistance. **NOTE:** *In order to bring suit in federal district court under the Rehabilitation Act of 1973, you must first file charges with the appropriate Equal Employment Office (EEO) representative or agency.*
- e. ☒ Other (Please describe.)

*Retaliation after complaining of discrimination.*

4. If you are claiming that the discriminatory conduct occurred at a location other than the defendant's address above, please provide the following information on where the conduct occurred:

(Street Address)

(City/County)

(State)

(Zip Code)

5. When did the discrimination occur? Please give the date or time period:

*05/14/18*

#### ADMINISTRATIVE PROCEDURES

6. Did you file a charge of discrimination against the defendant(s) with the Equal Employment Opportunity Commission or other federal agency?

- a. ☒ Yes      Date filed: *09/17/18*
- b. ☐ No

7. Have you received a Notice of Right-to-Sue Letter?

- a. ☒ Yes If yes, please attach a copy of the letter to this complaint.
- b. ☐ No

NATURE OF THE CASE

8. The conduct complained of in this law suit involves (check only those that apply):

- a. ☒ Failure to hire me
- b. ☒ Termination of my employment
- c. ☐ Failure to promote me
- d. ☒ Failure to accommodate my disability
- e. ☐ Terms and conditions of employment differ from those of similar employees
- f. ☒ Retaliation
- g. ☐ Harassment
- h. ☒ Other conduct (please specify): An individual of opposite race, hired over myself, as I was forced to go through a temp service.

i. Did you complain about this same conduct in the charge of discrimination, referred to in number 6 above?

- ☒ Yes ☐ No

9. I believe that I was discriminated against because of my (check all that apply):

- a. ☒ Race
- b. ☐ Religion
- c. ☐ National origin

d. ☐ Color

e. ☐ Gender

f. ☒ Disability

g. ☐ Age (my birth year is: \_\_\_\_\_)

h. ☐ Other (please specify):

i. Did you state the same reason(s) in the charge of discrimination, referred to in number 6 above?

☒ Yes

☐ No

Describe in the space provided below the basic facts of your claim. The description of facts should include a specific explanation of the conduct that you believe is discriminatory and describe how each defendant is involved in the conduct (i.e. how, where, and when). Each paragraph must be numbered separately, beginning with number 10. Please write each allegation of discrimination in a separately numbered paragraph.

10. Please see attached papers.

Attach additional sheets of paper as necessary.

Check here if additional sheets of paper are attached: ☒

Please label the attached sheets of paper as Additional Facts and continue to number the paragraphs consecutively.

#### REQUEST FOR RELIEF

State briefly and exactly what you want the Court to do for you and the amount of monetary compensation, if any, you are seeking.

I am requesting that the court grant monetary compensation/damages in the amount of \$11,000,000, as well as punitive damages included.

Date: 06/19/19

Jhorathen Robunson  
Signature of Plaintiff

Mailing Address P.O. Box 431402  
Brooklyn Park, MN, 55443

Telephone Number 612-358-9725

Note: All plaintiffs named in the caption of the complaint must date and sign the complaint and provide his/her mailing address and telephone number. Attach additional sheets of paper as necessary.